

3/21/1983

*File in orange file*

M/S 530

MAR 21 1983

Mr. James D. Hinman  
Chemical Processors, Incorporated  
5501 Airport Way South  
Seattle, Washington 98108

Re: Facility No. WAD020257945 - Tacoma, Washington  
WAD000812909 - Seattle, Washington  
WAD000800895 - Tacoma, Washington  
WAD000812917 - Seattle, Washington

USEPA RCRA



3012892

Dear Mr. Hinman:

The Environmental Protection Agency (EPA) received the 1981 RCRA annual reports for the above-referenced facilities on January 31, 1983. In reviewing these reports, we noted that Chemical Processors, Incorporated has claimed a majority of the information submitted as "business confidential".

In order for EPA to make a confidentiality determination under 40 CFR Part 2, Chemical Processors Incorporated must submit to EPA a written substantiation of the claim by commenting on the points set forth in 40 CFR Part 2.204(e)(4). These points are basically:

- Which portions of the information do you claim are entitled to confidential treatment?
- What measures have you taken to guard against undesired disclosure of the information to others?
- To what extent has the information been disclosed to others, and what precautions have been taken in connection with that disclosure?
- Has EPA or any other Federal agency made a pertinent confidentiality determination? If so, include a copy of such determination or reference to it, if available.
- Will disclosure of the information be likely to result in substantial harmful effects on your competitive position? If so, what would those harmful effects be and why should they be viewed as substantial? Explain the causal relationship between disclosure and the harmful effects.

## CONCURRENCES

SYMBOL	WMB	ORG					
SURNAME	Hendahl	Koshuta					

Information covered by the confidentiality claim and the above substantiation will be disclosed by EPA only to the extent and means of the procedures set forth in 40 CFR Part 2 (See 40 CFR Part 2.203(a)).

If substantiation is not received by EPA within 15 working days of receipt of this letter (see 40 CFR Part 2.204), EPA may make all information available to the public without further notice to the submitter. EPA may make future submittals of information available to the public without further notice to the submitter, if no claim of confidentiality or no substantiation accompanies the information when it is submitted.

Should you have any questions regarding this matter, please call Cheryl Koshuta, Office of Regional Council at (206) 442-4218.

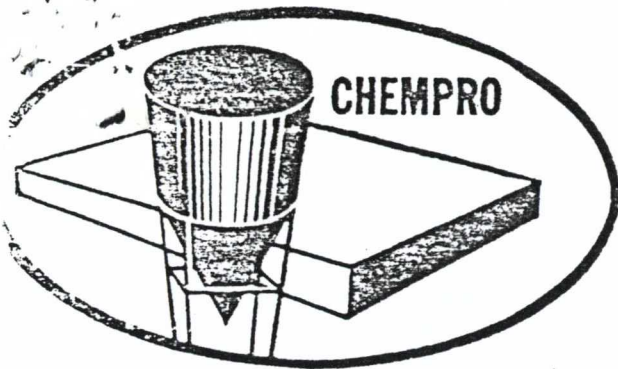
Sincerely,

Kenneth D. Feigner, Chief  
Waste Management Branch

cc: Tom Cook, Department of Ecology - Olympia  
Al Ewing, EPA - Olympia

bcc: Cheryl Koshuta, ORC

WMB:MBussell:nay:3-15-83



Toby

**CHEMICAL PROCESSORS, INC.**

5501 AIRPORT WAY SO.  
SEATTLE, WASHINGTON 98108

PHONE: (206) 767-0350

**RECEIVED**

**APR 11 1983**

**WASTE MANAGEMENT BRANCH**

April 4, 1983

Mr. Ken Feigner  
Environmental Protection Agency  
Waste Management Branch  
M/S 530  
1200 Sixth Avenue  
Seattle, WA 98101

Dear Ken:

In response to your letter dated March 21, 1983, regarding Confidentiality of Business Information, the following is submitted:

The reasons for confidentiality apply equally to the four "Facility Annual Hazardous Waste Reports" for 1981. It is requested that copies of this letter or approval of confidentiality be attached to each report identified by facility numbers - WAD 020257945, WAD 000812909, WAD 000800896, and WAD 000812917.

Following the format set forth in 40 CFR Part 2.204(c)(4):

- (i) It is requested that all portions of the report stamped "Confidential" be granted confidential treatment.
- (ii) It is requested that all confidential information be treated as such on a permanent basis.



- (iii) The information to be handled as confidential was submitted to the EPA in fulfillment of legal requirements for reporting facility annual hazardous waste quantities and sources managed by our facilities.
- (iv) A business confidentiality claim was submitted with the information by stamping all sections requiring confidential handling. Additionally, a brief letter was submitted with each report explaining the reasons for requesting confidentiality.
- (v) All records of customers, quantities of waste, types of waste, customer credit information, laboratory analyses of wastes, and company treatment processes are closely maintained as confidential within the company.
- (vi) Disclosure of pieces of this information has been made to other companies for investigation of possible acquisition of operating assets. Some of the information has been made available to the Municipality of Metropolitan Seattle. In all cases it is with the agreement of confidentiality.
- (vii) No prior confidentiality determinations have been made by the EPA or other federal agencies.
- (viii) Disclosure of the information presented in the 1981 "Facility Annual Hazardous Waste Report" could be severely damaging to the competitive position of Chemical Processors, Inc. Disclosure of this information would provide our customer with complete knowledge of our customer, types and quantities of waste managed, and considerable insight into our methods of treatment and operation by examining the types of wastes produced at our facilities.
- (ix) The information requested for confidential handling was not voluntarily submitted as defined in 2.201(i).

**CHEMICAL PROCESSORS, INC.**

5501 AIRPORT WAY SO.  
SEATTLE, WASHINGTON 98108

Chemical Processors has no objection to the EPA using the submitted information for compellation of area wide data in which our specific information is buried in the overall statistics.

If there is any further information necessary or if there are any questions pertaining to this information submitted, please contact me.

Sincerely,



James D. Hinman  
Sales/Engineer

JDH:lat

cc: Tom Cook, Department of Ecology  
Al Ewing, Environmental Protection Agency

**CHEMICAL PROCESSORS, INC.**

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SEATTLE, WASHINGTON 98108